IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

TUESDAY, THE 6TH FEBRUARY 2007 / 17TH MAGHA 1928

WP(C).No. 1547 of 2007(H)

PETITIONER:

PODIYAN, AGED 80 YEARS,
VALIYAPURA VEEDU, THINGALKARIKKAN P.O.,
KULATHUPUZHA, PUNALUR.

BY ADV. SRI.S.RAJEEV

RESPONDENTS:
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1. SUPERINTENDENT OF POLICE,
KOLLAM DISTRICT.

2. CIRCLE INSPECTOR OF POLICE,
KULATHUPUZHA.

3. SUB INSPECTOR OF POLICE,
KULATHUPUZHA.

4. M.JOSE, S/O. MATHAI,
JOY BHAVAN, MAKKULAM, PERINGALLOOR MURIYIL,
PATHANAPURAM.

BY GOVT.PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 06/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C).1547/2007

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF THE ORDER PASSED BY THIS HON'BLE COURT IN W.P.(C). 9612/2006 DATED 7.6.2006.

EXT.P2: COPY OF THE COMPLAINT SUBMITTED BEFORE THE 3RD RESPONDENT BY THE PETITIONER DATED 6.1.2007.

/TRUE COPY/

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C).NO.1547 OF 2007 (H)

Dated this the 6th day of February, 2007

J U D G M E N T

KOSHY,J.

This is a petition for police protection. Earlier 4th respondent approached this Court by filing W.P.(C). No.9612/2006. At that time it was undertaken by the petitioner in that case that he will not obstruct the present petitioner and family to reach their house. Govt.Pleader submitted that right of ingress and egress is not now obstructed. Petitioner is constructing a small house. Apart from the right of ingress and egress, petitioner wants to carry by head, granite stones for constructing the building to his property. On the basis of the earlier undertaking, the petitioner should be given protection if there is any obstruction in carrying the granite stones to his house without using any cart or mechanical process. If any civil cases are filed, it should be

disposed of untrammeled by the observations herein. This writ petition is disposed of with the above observations.

J.B.KOSHY, JUDGE

T.R.RAMACHANDRAN NAIR, JUDGE

prp

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

O.P.NO. OF 2006 ()

J U D G M E N T

1th January, 2007